



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105

October 29, 2014

Mr. David Alderson
California Department of Justice
Office of the Attorney General
1515 Clay Street, Suite 2000
Oakland, CA 94612-1413

Re: Freedom of Information Act Request EPA-R9-2014-009992

Dear Mr. Alderson:

This is in response to your Freedom of Information Act request regarding:

Releasable documentation supporting EPA's naming of PRPs at Yosemite Slough, including copies of all 104(e) responses related to the Site and copies of substantive mail and email correspondence between EPA and PRPs that have received general notice letters. EPA does not need to provide every email communication. Also, EPA does not need to provide copies of public documents gathered from other agencies that relate to facilities near the Site because EPA has already provided those documents to the Convening Group.

We previously provided you with some of the documents responsive to your request. Enclosed you will find copies of the remaining documents responsive to your request.

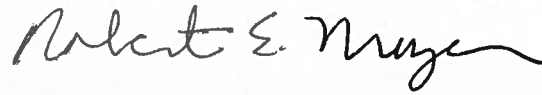
We are unable to provide you with the documents, or portions of documents, which have been determined to be exempt from mandatory disclosure by virtue of 5 U.S.C. 552(b)(4), (5), (6), and (9). An itemized list by categories of the withheld material along with the basis for withholding is provided on the enclosure to this letter.

You may appeal this partial denial to the National Freedom of Information Officer, U.S. EPA, FOIA and Privacy Branch, 1200 Pennsylvania Avenue, N.W. (2822T), Washington, DC 20460 (U.S. Postal Service Only), FAX: (202) 566-2147, E-mail: hq.foia@epa.gov. Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Avenue, NW. If you are submitting your appeal via hand delivery, courier service, or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, N.W., Room 6416J, Washington, DC 20004. Your appeal must be made in writing, and it must be submitted no later than 30 calendar days from the date of this letter. The Agency will not consider appeals received after the 30 calendar day limit. The appeal may include as much or as little related information as you wish, as long as it clearly identifies the determination being appealed and includes the assigned FOIA request number - EPA-R9-2014-009992. For quickest possible handling, the

appeal letter and its envelope should be marked "Freedom of Information Act Appeal."

Please contact Rachel Tennis at (415) 972-3746, should you have any questions concerning this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert E. Moyer". The signature is fluid and cursive, with a long horizontal stroke at the end.

Robert Moyer
Deputy Regional Counsel
U.S. Environmental Protection Agency, Region IX

Enclosures

Documents Withheld and Redacted - FOIA #EPA-R9-2014-009992

	Document Type	Date	Author	Recipient(s)	CC(s)	Custodian	Withheld/Redacted	Description	FOIA Exemption(s)
1	GNL Response	8/18/08	HazControl			Toeroek	Redacted	Residential address.	6
2	GNL Response	8/18/08	Union City Chemicals			Toeroek	Redacted	Financial information.	4
3	GNL Response	8/19/08	WDC Liquidating			Toeroek	Redacted	Residential address and telephone number.	6
4	104(e) Response Attachments	11/13/09	Kaiser Aluminum			Toeroek	Redacted	Financial and personal contact information.	4, 6
5	104(e) Response	11/13/09	United Technologies			Toeroek	Redacted	Residential address.	6
6	104(e) Response and Attachments	1/7/10	Lockheed Martin Corp.			Toeroek	Redacted	Financial information.	4
7	104(e) Response	1/8/10	Delta Air Lines			Toeroek	Redacted	Residential address.	6
8	104(e) Response	1/8/10	Eureka Chem. Co.			Toeroek	Redacted	Date of death.	6
9	104(e) Response	1/8/10	Owens-Illinois			Toeroek	Redacted	Financial information.	4
10	Supplemental 104(e) Response	1/8/10	Rohm and Haas Co.			Toeroek	Redacted	Financial information.	4
11	104(e) Response	1/8/10	Reichhold, Inc.			Toeroek	Redacted	Information about groundwater monitoring wells marked confidential. Financial and personal	4, 6, 9

								employment information.	
12	104(e) Response	1/11/10	Aerojet-General Corp.			Toeroek	Redacted	Financial and personal contact information.	4, 6
13	104(e) Response	1/11/10	McKesson Corp.			Toeroek	Redacted	Residential telephone number.	6
14	104(e) Response	1/11/10	Monsanto			Toeroek	Redacted	Groundwater monitoring well maps marked confidential. Personal contact information.	6, 9
15	104(e) Response attachments	1/11/10	Tri-Mas Corp.			Toeroek	Redacted	Financial and personal contact information.	4, 6
16	104(e) Response	1/11/10	United Airlines			Toeroek	Redacted	Financial and personal contact information.	4, 6
17	104(e) Response	1/11/10	Honeywell International, Inc.			Toeroek	Redacted	Residential address.	6
18	104(e) Response	1/11/10	Defense Reutilization and Marketing Service			Toeroek	Redacted	Residential addresses.	6
19	104(e) Response Attachments	1/20/10	W.R. Meadows, Inc.			Toeroek	Redacted	Financial information.	4
20	104(e) Response	2/22/10	Exxon Mobil			Toeroek	Redacted	Financial and personal contact information.	4, 6
21	104(e) Response	10/8/10	BART			Toeroek	Redacted	Residential address.	6

22	Supplemental 104(e) Response	11/10/10	Rochester Midland Corp.			Toeroek	Redacted	Health information and date of death.	6
23	Supplemental 104(e) Response Attachments	11/10/10	Rochester Midland Corp.			Toeroek	Redacted	Financial and personal contact information.	4, 6
24	104(e) Response	12/2/10	Shell Oil Co.			Toeroek	Redacted	Financial information.	4
25	Supplemental 104(e) Response	1/8/11	Hewlett-Packard Co.			Toeroek	Redacted	Information marked confidential. Residential address.	4, 6
26	Supplemental 104(e) Response	1/8/11	Hewlett-Packard Co.			Toeroek	Redacted	Groundwater well maps marked confidential.	4, 9
27	104(e) Response	6/3/11	Interstate Oil Co.			Toeroek	Redacted	Employment dates and residential address.	6
28	Supplemental 104(e) Response	7/12/11	Owens-Illinois			Toeroek	Redacted	Financial information.	4
29	Supplemental 104(e) Response attachments	10/28/11	NL Industries			Toeroek	Redacted	Groundwater monitoring well maps marked confidential. Personal contact information.	6, 9
30	104(e) Response Attachments	12/12/11	General Electric			Toeroek	Redacted	Maps and sampling analysis marked confidential.	4
31	Email	5/9/13	Victor Marquez	Elizabeth Berg, Craig Cooper, Abhik Dutta		Elizabeth Berg	Withheld	Privileged settlement communication.	4, 5

32	Email	6/19/13	Victor Marquez	Elizabeth Berg	Abhik Dutta, Craig Cooper	Rachel Tennis	Withheld	Privileged settlement communication.	4, 5
33	Email	6/19/13	Victor Marquez	Elizabeth Berg	Abhik Dutta, Craig Cooper	Elizabeth Berg	Withheld	Privileged settlement communication.	4, 5
34	Email	7/12/13	Francisco A. Gutierrez	Elizabeth Berg	Abhik Dutta, Craig Cooper	Elizabeth Berg	Withheld	Privileged settlement communication.	4, 5
35	Email	7/19/13	Francisco A. Gutierrez	Elizabeth Berg	Abhik Dutta, Craig Cooper	Elizabeth Berg	Withheld	Privileged settlement communication.	4, 5
36	Email	7/26/13	Francisco A. Gutierrez	Elizabeth Berg		Elizabeth Berg	Withheld	Privileged settlement communication.	4, 5
37	Financial Data Request Form	7/26/13	Angelica Gonzalez	Abhik Dutta		Rachel Tennis	Withheld	Financial information.	4, 5
38	Email	8/6/13	Victor Marquez	Elizabeth Berg		Elizabeth Berg	Withheld	Privileged settlement communication.	4, 5
39	Email	8/06/13	Francisco A. Gutierrez	Elizabeth Berg	Abhik Dutta, Craig Cooper	Elizabeth Berg	Withheld	Privileged settlement communication.	4, 5
40	Email	8/06/13	Francisco A. Gutierrez	Elizabeth Berg	Abhik Dutta, Craig Cooper	Elizabeth Berg	Withheld	Privileged settlement communication.	4, 5
41	Email	8/08/13	Francisco A. Gutierrez	Elizabeth Berg	Abhik Dutta,	Elizabeth Berg	Withheld	Privileged settlement communication.	4, 5

					Craig Cooper				
42	Email	6/13/14	Andrew Taylor	Rosa Perez, Delia Suarez	Rachel Tennis, Yvonne Fong	Rachel Tennis	Withheld	Privileged settlement communication.	4, 5
43	Email	7/21/14	Tad Devlin	Andrew Taylor	Sandra Marrujo, Rachel Tennis	Rachel Tennis	Withheld	Privileged settlement communication.	4, 5
44	Email	7/21/14	Andrew Taylor	Tad Devlin	Sandra Marrujo, Rachel Tennis	Rachel Tennis	Withheld	Privileged settlement communication.	4, 5
45	Email	7/21/14	Rachel Tennis	Tad Devlin, Andrew Taylor	Sandra Marrujo	Rachel Tennis	Withheld	Privileged settlement communication.	4, 5